IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

WP(C).No. 17280 of 2004(F)

PETITIONER:

C.VIJAYAKUMAR,
ASSISTANT ENGINEER, K.S.E.BOARD,
110 K.V. SUB STATION, THIRUMALA,
THIRUVANANTHAPURAM.

BY ADV. SRI.K.SASIKUMAR

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
VYDYUTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.

2. THE CHAIRMAN,
KERALA STATE ELECTRICITY BOARD, VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

3. THE CHIEF ENGINEER (HRM),
K.S.E. BOARD, VYDYUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB
ADV. SRI. P. SANTHALINGAM SC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 17280/2004

APPENDIX

PETITIONER'S EXHIBITS,

EXT.P1. COPY OF THE ORDER NO. EB. VS2/57/81 DT. 3/08/81 BY THE KSEB.

EXT.P2. COPY OF THE MEMO OF CHARGES ALONG WITH STATEMENT OF ALLEGATIONS NO. EBVS/2/57/81 DT. 26/6/82 BY THE KSEB.

EXT.P3. COPY OF THE EXPLANATION DT. 30TH SEPT, 82 BY THEPTR, TO THE MEMO OF CHARGES.

EXT.P4. COPY OF THE ORDER NO. EBVS/2/57/81 DT. 2/5/86 BY THE KSEB.

EXT.P5. COPY OF THE WRITTEN STATEMENT DT. 8/5/89 BY THE PETITIONER BEFORE THE ENGQUIRY OFFICER.

EXT.P6. COPY OF THE ENQUIRY REPORT BY THE ENQUIRY OFFICER.

EXT.P7. COPY OF THE SHOW CAUSE NOTICE NO. EBVS/2/57/81 DT. 23/5/89 BY THE KSEB.

EXT.P8. COPY OF THE ORDER NO. EBVS/2./57/81 DT. 14/6/89 BY THE KSEB.

EXT.P9. COPY OF THE APPEAL DTD. 18/7/89 FILED BY THE PETITIONER BEFORE THE R2.

EXT.P10. COPY OF THE ORDER NO. VIG. A. 111/3402/88 DT. 11/12/89 BY THE R2.

EXT.P11. COPY OF THE JUDGMENT DT. 10/3/94 IN CRL.MISC PETITION NO. 10558/86 OF THE MADRAS HIGH COURT.

EXT.P12. COPY OF THE REVIEW PETITION DT. 16/2/90 FILED BY THE PETITIONER BEFORE THE BOARD.

EXT.P13. COPY OF THE ORDER NO. VIG. A111/3402/88 DT. 20/10/90 BY THE KSEB.

EXT.P14. COPY OF THE REPRESENTATION DT. 15/10/93 FILED BY THE PETITIONER BEFORE THE KSEB.

EXT.P15. COPY OF THE REPRESENTATION DT. 15/11/94 FILED BY THE PETITIONER BEFORE THE KSEB.

EXT.P16. COPY OF THE REPRESENTATION DT. 28/4/98 BY THE PETITIONER BEFORE THE KSEB.

EXT.P17. COPY OF THE ORDER B.O.(F.B) NO. 1118/2003/(VIG. AIII.3402/88) DT. 13/08/03 BY THE KSEB.

EXT.P18. COPY OF THE ORDER GO MS NO. 186/77/GAD DT. 15TH JUNE, 1977 BY THE GOVT.

EXT.P19. COPY OF THE SUBMISSION DT.2/09/03 BY THE PETITIONER BEFORE THE BOARD.

EXT.P20. COPY OF THE ORDER NO. EB1/AEE/DA/02-03 DT. 22/10/03 BY THE R3.

EXT.P21. COPY OF THE REPRESENTATION DT. 5/12/03 FILED BY THE PETITIONER BEFORE THE R3.

EXT.P22. COPY OF THE NOTE SUBMITTED BY MEMBER (TRANSMISSION) BEFORE THE BOARD.

RESPONDENT'S EXHIBITS **NIL**

True copy

tga

KURIAN JOSEPH, J.

W.P. (C). NO. 17280 OF 2004

Dated this the 5th day of July, 2007.

J U D G M E N T

The surviving grievance of the petitioner is with regard to the application of G.O.(Ms) No. 186/77/GAD dated 15.06.1977. According to the petitioner, the said Government Order is not applicable in the case of the petitioner. What is applicable is Kerala State Electricity Board Employee's (Classification, Control and Appeal) Regulations, 1969.

2. There will be a direction to the first respondent to look into the grievance of the petitioner in the light of the above Regulation and take appropriate action to settle the remaining grievance in the light of the Regulation referred to above, within a period of three months from the date of production of a copy of this judgment.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp